

Attorney Docket No. TRCX-003/01US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of David R. Brown et al.

Serial No.: 10/769,877

Examiner: Elias Desta

Filed: February 3, 2004

Art Unit: 2857

Confirmation No.: 9220

For: FAULT TOLERANT APPARATUS AND METHOD FOR DETERMINING A
REVOLUTION RATE OF A GEAR

U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window, **Mail Stop Issue Fee**
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

A statement of reasons for allowance was set forth in the Notice of Allowance mailed on July 22, 2004, in connection with the above-identified application.

The Examiner's statement as to the reasons for allowance raises at least one point that the Applicants would like to clarify. The Examiner states that "the memory with the claimed invention is directly tied to the two source signals and as well as time variables." The Applicants note, however, that none of these terms are recited in independent claim 20 and, thus, the Examiner's statement appears to be inapposite. The Applicants respectfully note that the claims stand on their own in terms of patentability.

This statement commenting on the reasons for allowance is timely submitted.


Dated: October 8, 2004

Cooley Godward LLP
ATTN: Patent Group
One Freedom Square
Reston Town Center
11951 Freedom Drive
Reston, Virginia 20190-5656
Tel: (703) 456-8000
Fax: (703) 456-8100

215959 v1/RE
4MMV01!.DOC

Respectfully submitted,
COOLEY GODWARD LLP

By:



Christopher R. Hutter
Reg. No. 41,087